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JUL 14 2004

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : John Francois Brumlik
Appl. No. : 10/659,613
Filed : September 10, 2003
For : CLEANING DEVICE AND
METHOD OF USE
Examiner : Unknown

Group Art Unit 1744

CERTIFICATE OF FAX TRANSMISSION

I hereby certify that this correspondence and all
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872-9306 on the date shown below:

July 14, 2004

(Date)

Sabin H. Lee, Reg. No. 43,745

SECOND REQUEST FOR CORRECTED FILING RECEIPT

Commissioner for Patents
P.O. Box 1450
Office of Initial Patent Examination
Customer Service Center
Alexandria, VA 22313-1450

Dear Sir:

Attached is a copy of the Response to Request for Corrected Filing Receipt mailed by the U.S. Patent and Trademark Office on June 28, 2004, stating "The application(s) to which priority is claimed were filed over a year prior to the filing date of this application. Therefore, the referenced application(s) cannot be claimed as domestic or foreign priority.

Applicant respectfully submits that the Response is incorrect. The applications to which the above-identified application claims priority were filed on December 20, 1999 and September 8, 2000, which is not more than one year prior to the filing date of the parent application to the above-identified application. The present application is a divisional of U.S. Serial No. 09/745,146, filed December 20, 2000.

Applicants hereby request that the Official Filing Receipt, a copy of which is enclosed, be corrected to reflect all the domestic priority data as claimed by applicant, "This application is a divisional of U.S. Application No. 09/745,146, filed December 20, 2000, which claims the

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benefit of U.S. Provisional Application No. 60/172,260, filed December 20, 1999, and U.S. Provisional Application No. 60,231,217, filed September 8, 2000". Presently, the Filing Receipt incorrectly shows "This application is a DIV of 09/745,146 12/20/2000 PAT 6,623,201 which claims benefit of 60/231,217 09/08/2000".

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: 7-14-04

By: 

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
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| APPLICATION NUMBER | FILING OR 371(c) DATE | FIRST NAMED APPLICANT | ATTY. DOCKET NO./TITLE |
|--------------------|-----------------------|-----------------------|------------------------|
| 10/659,613 | 09/10/2003 | John Francois Brumlik | BRUMLIK.001DVI |

CONFIRMATION NO. 5556

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0C000000013091529

Date Mailed: 06/28/2004

RESPONSE TO REQUEST FOR CORRECTED FILING RECEIPT

Domestic Continuity and Foreign Priority

In response to your request for a corrected Filing Receipt, the Office is unable to comply with the request because:

- ☐ The priority or continuity claim has not been entered because it was not filed during the required time period. Applicant may wish to consider filing a petition to accept an unintentionally delayed claim for priority. See 37 CFR 1.55 or 1.78.
- ☐ Continuity claimed under 35 U.S.C. § 120 cannot be added to the Filing Receipt without the applicant supplying the relationship (continuation, divisional, or continuation-in-part) in an Application Data Sheet or amendment to the first page of the specification.
- ☐ A claim for priority cannot be made based on an application filed after the application making the claim.
- ☐ Domestic benefit and foreign priority claims will not be captured in a provisional application. A provisional application is not entitled to a right of priority or to the benefit of an earlier filing date of any other application. See 35 U.S.C. § 111(b)(7) and 37 CFR 1.53(c)(4).
- ☐ A domestic continuity claim cannot be made to a foreign application and the filing receipt will only list the foreign country, application number, and filing date.
- ☐ Foreign priority will appear on the Filing Receipt in the following order: Country, Application number, Filing date.
- ☐ This application is the result of a conversion from a provisional application. Priority based on such application cannot be made since it no longer exists as a provisional application.

- ☒ The application(s) to which priority is claimed were filed over a year prior to the filing date of this application. Therefore, the referenced application(s) cannot be claimed as domestic or foreign priority.
- ☐ To change the benefit claim of a U.S. prior-filed application, applicant must amend the first sentence of the specification (if the benefit claim is referenced in the specification), or provide a supplemental application data sheet (ADS) (if the benefit claim was submitted in an ADS), with the desired benefit claim. Note that once a benefit claim is deleted, applicant will not be able to claim such prior-filed application again, if the above-identified application was filed on or after November 29, 2000.
- ☐ To change a foreign priority claim, applicant must submit a supplemental oath or declaration (if the priority claim is referenced in the oath or declaration), or a supplemental application data sheet (ADS) (if the priority claim was submitted in an ADS), with the desired priority claim. If a supplemental ADS is submitted, any deletions should be shown with strikeouts. Note that once a priority claim is deleted, applicant will not be able to claim such foreign application again, if the above-identified application was filed on or after November 29, 2000.


Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY